

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

GREG ADKISSON, et al.,)	
Plaintiffs,)	
v.	)	No. 3:13-CV-00505-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.	)	<i>Lead case consolidated with</i>
)	

KEVIN THOMPSON, et al.,)	
Plaintiffs,)	
v.	)	No. 3:13-CV-00666-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
)	

JOE CUNNINGHAM, et al.,	)	<i>as consolidated with</i>
Plaintiffs,)	
v.	)	No. 3:14-CV-00020-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
)	

BILL ROSE,)	
Plaintiff,)	
v.	)	No. 3:15-CV-00017-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
)	

CRAIG WILKINSON, et al.,)	
Plaintiffs,)	
v.	)	No.: 3:15-CV-00274-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
)	

ANGIE SHELTON, as wife and next of kin)	
on behalf of Mike Shelton, et al.,)	
Plaintiffs,)	
v.	)	No.: 3:15-CV-00420-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
)	

JOHNNY CHURCH,)	
Plaintiff,)	
v.	)	No.: 3:15-CV-00460-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
)	

DONALD R. VANGUILDER, JR.,)	
Plaintiff,)	
v.	)	No. 3:15-CV-00462-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
<hr/>		
JUDY IVENS, as sister and next of kin,)	
on behalf of JEAN NANCE, deceased,)	
Plaintiff,)	
v.	)	No. 3:16-CV-00635-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
<hr/>		
PAUL RANDY FARROW,)	
Plaintiff,)	
v.	)	No. 3:16-CV-00636-TAV-HBG
JACOBS ENGINEERING GROUP, INC.,)	
Defendant.)	
<hr/>		

**JOINT MOTION FOR THE COURT TO SET ADDITIONAL DEADLINES IN
PREPARATION FOR PHASE II TRIALS**

COMES NOW Plaintiffs in the above-captioned consolidated matter and Defendant Jacobs Engineering Group Inc., by and through their undersigned counsel, and submits this joint motion for the Court to set an agreed upon schedule for (1) disclosures of plaintiff-specific experts and (2) medical examination of Plaintiffs.

The purpose of these proposed deadlines is to ensure that this matter is prepared for trial expeditiously and efficiently. To that end, the parties propose that once a particular Plaintiff's claims are set for trial, any medical examination of that Plaintiff and disclosure of plaintiff-specific experts (i.e., experts offering opinions that relate exclusively to a specific Plaintiff) would occur within a specified number of days. Conducting these plaintiff-specific activities following the setting of that Plaintiff's claims for trial will allow the parties to focus their resources on preparing for the initial trial(s) as quickly and efficiently as possible.

1. On May 12, 2020, the Court entered an Order establishing November 13, 2020 as the deadline for the Parties to complete fact discovery. (Doc. 527.)

2. On June 10, 2020, the Court entered an Order establishing that, in accordance with Rule 26(a)(2), December 7, 2020 would be the deadline for Plaintiffs' disclosure of expert testimony, and January 6, 2021 would be the deadline for Defendant's disclosure of expert testimony. (Doc. 550.)

3. Given those deadlines, the Parties jointly request the Court set the following schedule:

- a. By **December 7, 2020** and consistent with the Court's previously set deadline, Plaintiffs shall disclose their *generic* expert(s)—i.e., any experts that will offer opinions that are not specific to individual Plaintiffs.
- b. By **January 6, 2021** and consistent with the Court's previously set deadline, Jacobs shall disclose its *generic* expert(s).
- c. Within **30 days** of the Court setting a particular Plaintiff for trial, Plaintiffs shall disclose their *plaintiff-specific* expert(s)—i.e., any experts that Plaintiffs intend to call in support of the claims of a specific Plaintiff or Plaintiffs selected for trial, including for example experts offering opinions about the actual cause of a specific injury to a specific Plaintiff or a specific Plaintiff's damages.
- d. Within **60 days** of the Court setting a particular Plaintiff for trial, Jacobs shall disclose its plaintiff-specific expert(s) and have completed any medical examinations of the trial Plaintiffs.

- e. Consistent with the Court's previously set deadline, if any evidence is intended solely to contradict or rebut evidence on the same subject matter identified by another party with respect to *generic* or *plaintiff-specific* experts, such disclosure shall be made within **30 days** after the disclosure made by the other party
4. The Parties agree that issuing these deadlines will facilitate an orderly and timely setting of the first case(s) for trial.

Respectfully submitted,

PAINE, TARWATER, BICKERS, LLP

By: /s/ Dwight E. Tarwater
Dwight E. Tarwater (BPR #007244)
det@painerwater.com
Catherine W. Anglin (BPR #028120)
cwa@painerwater.com
900 S. Gay Street, Suite 2200
Knoxville, Tennessee 37902-1821
Telephone: (865) 525-0880
Facsimile: (865) 521-7441

NEAL & HARWELL, PLC
James F. Sanders (No. 005267)
jsanders@nealharwell.com
J. Isaac Sanders (No. 029372)
isanders@nealharwell.com
Marie T. Scott (No. 032771)
msscott@nealharwell.com
1201 Demonbreun Street
Suite 1000
Nashville, Tennessee 37203
Telephone: (615) 244-1713
Facsimile: (615) 726-0573

GIBSON, DUNN & CRUTCHER LLP

Theodore J. Boutrous (*pro hac vice*)

tboutrous@gibsondunn.com

Theane Evangelis (*pro hac vice*)

tevangelis@gibsondunn.com

Peter S. Modlin (*pro hac vice*)

Diana M. Feinstein (*pro hac vice*)

dfeinstein@gibsondunn.com

Jeremy S. Smith (*pro hac vice*)

jssmith@gibsondunn.com

333 South Grand Avenue

Los Angeles, California 90071-3197

Telephone: (213) 229-7000

Facsimile: (213) 229-7520

Attorneys for Defendant

Jacobs Engineering Group Inc.

GREG COLEMAN LAW, P.C.

By: /s/ Louis W. Ringger, III

Gregory F. Coleman, TN Bar No. 14092

Louis W. Ringger, III, TN Bar No. 33674

Adam A. Edwards, TN Bar No. 23253

Mark E. Silvey, TN Bar No. 13415

Justin G. Day, TN Bar No. 33267

800 S. Gay Street, Suite 1100

Knoxville, TN 37902

T: (865) 247-0080

F: (865) 522-0049

Email: billy@gregcolemanlaw.com

greg@gregcolemanlaw.com

adam@gregcolemanlaw.com

justin@gregcolemanlaw.com

DAVIS & WHITLOCK, P.C.

Gary A. Davis, TN Bar No. 009766

James S. Whitlock NC Bar No. 34303

(admission *Pro Hac Vice*)

21 Battery Park Ave, Suite 206

Asheville, NC 28801

T: (828) 622-0044

F: (828) 398-0435

gadavis@enviroattorney.com

jwhitlock@enviroattorney.com

MARKET STREET LAW, PLLC

James K. Scott, BPR #16893
Keith D. Stewart, BPR #17574
John Tyler Roper, BPR #21927
625 Market Street, 14th Floor
Knoxville, TN 37902
T: (865) 888-9995
F: (866) 245-0989
jimscott264@gmail.com
keithdstewart@gmail.com
tylerroperlaw@gmail.com

BRIDGEFRONT LAW GROUP PLLC

John B. Dupree
616 W. Hill Ave, 2nd Floor
Knoxville, TN 37902
T: (865) 223-5184
john.dupree@knoxtnlaw.com

**FRIEDMAN, DAZZIO, ZULANAS &
BOWLING, PC**

Jeffrey E. Friedman, Ala. Bar No. asb-
6868-n77j
(admission *Pro Hac Vice*)
3800 Corporate Woods Drive
Birmingham, AL 35242
T: (205) 278-7000
F: (205) 278-7001
jfriedman@friedman-lawyers.com

Attorneys for Plaintiffs